

AN ORDINANCE

97848

ACCEPTING THE LOW, QUALIFIED BID OF VERTEX CORPORATION IN THE AMOUNT OF \$440,000.00 IN CONNECTION WITH THE FISCAL YEAR 2003 PLAYGROUND IMPROVEMENTS - PACKAGE A PROJECT, LOCATED IN COUNCIL DISTRICTS 3, 5 AND 6; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A CONSTRUCTION CONTRACT; AUTHORIZING \$27,250.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; AUTHORIZING \$825.00 FOR BID ADVERTISING AND PRINTING EXPENSES; AUTHORIZING \$5,200.00 FOR PERMIT FEES; AUTHORIZING THE APPROPRIATION OF \$130,000.00 REPROGRAMMING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR FUTURE CONSTRUCTION WORK AT ACME PARK; REVISING THE PROJECT BUDGET; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.

* * * * *

WHEREAS, the City Council has approved the Fiscal Year 2003 Playground Improvements – Package A Project as part of the Community Development Block Grant (CDBG) Program; and

WHEREAS, funds for such construction Project exist from the Fiscal Year 2003 Reprogrammed Community Development Block Grant (CDBG) funds and 27th Year Community Development Block Grant (CDBG) funds; and

WHEREAS, in connection with said Project, there exists a need for access modifications to existing walks and installation of an Americans with Disabilities Act (ADA) compliant drinking fountain at Acme Park; access modifications and installation of a new playground with expanded cushion area at Kennedy Park; access modifications to existing walks and installation of a new playground at Las Palmas Park; access modifications and installation of a new playground at Levi Strauss Park; demolition of two asphalt tennis courts and construction of a skateboard court at Normoyle Park; and construction of a new playground and accessible walks at Villa Coronado Park; and

WHEREAS, in order to commence performance of such work, it is necessary to accept the low, qualified bid of Vertex Corporation; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The low, qualified bid of Vertex Corporation in the amount of \$440,000.00 for the above-described construction work in connection with the Fiscal Year 2003 Playground Improvements- Package A Project is hereby accepted. The City Manager or, in her stead, either

the Deputy City Manager, an Assistant City Manager, an Assistant to the City Manager or the Director of Public Works is hereby authorized to execute a standard form public works construction contract for the job. A copy of the contractor's bid is affixed hereto and incorporated herein as Attachment I.

SECTION 2. All other bids received on this project are rejected upon the occurrence of either the execution of a contract by the low, qualified bidder and deposit of all required bonds and insurance certificates, or the expiration of sixty (60) days from the date of this Ordinance.

SECTION 3. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

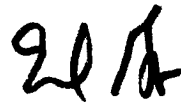
SECTION 4. Fund No. 28-099219, entitled "FY2003 PLAYGROUND IMPROVEMENTS-PACKAGE A," is hereby designated for all transactions, and the sum of \$603,275.00 is hereby appropriated in said fund as set out in the detailed budget affixed hereto and incorporated herein for all purposes as Attachment II.

SECTION 5. The following sums are hereby authorized for encumbrance in and payment from Fund No. 28-099219:

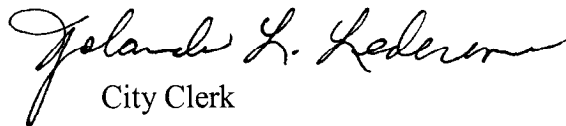
\$440,000.00	for construction expenses payable to Vertex Corporation, Index No. 373191;
\$ 27,250.00	for miscellaneous construction contingency expenses, Index No. 373209;
\$ 825.00	for bid advertising and printing expenses, Index No. 373266;
\$ 4,000.00	for TDLR fee expenses, Index No. 373258; and
\$ 1,200.00	for Stormwater fee expenses, Index No. 373241.

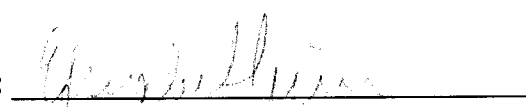
SECTION 6. This ordinance shall become effective on and after the tenth (10th) day after passage hereof.

PASSED AND APPROVED this 26th day of June, 2003.


M A Y O R
EDWARD D. GARZA

ATTEST:


City Clerk

APPROVED AS TO FORM: 
City Attorney